



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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14 February 2014

### **VIA Electronic and Regular Mail**

Paul Stancil, CHMM  
Senior Hazmat Accident Investigator  
National Transportation Safety Board  
490 L'Enfant Plaza SW  
Washington, DC 20594

Re: Conrail Train Derailment, Paulsboro, NJ  
New Jersey Comments on  
Addendum to NTSB Draft Factual Report

Dear Mr. Stancil:

I am providing, on behalf of the State of New Jersey, comments in connection with the National Transportation Safety Board ("NTSB") Investigation of the Conrail Train Derailment in Paulsboro, New Jersey on November 30, 2012. Our comments are on the NTSB Hazardous Materials Group Chairman's Factual Report - Addendum, dated January 31, 2014, received on February 3.

1. Comment on page 6, lines 6 and 7 regarding the statement "The requested information has not been provided to the NTSB." Replace that statement with:

The requested information was provided to the NTSB on a chart entitled "HAZWHOPPER Standard-Comparison of States with Public Employees."  
See Group 7, Exhibit R.

Group 7, Exhibit R was provided to the NTSB on February 1, 2014 and was stamped "DOH2311." A copy of the referenced document is attached for your convenience.

2. Comment on page 8, line 9:

"2008 baseline). The" should read:

"2008 baseline), the"

3. Comment on pages 10-12, regarding the New Jersey State Police ("NJSP") Office of Emergency Management ("OEM") review process for Emergency Action Plans:

New Jersey requests that the following statement be included in the Addendum:

NJSP-OEM created a 90-day EOP warning letter that is mailed to local/county entities 90 days in advance of their EOP expiring. NJSP-OEM also created a warning letter that is mailed when an EOP has expired. The letter is mailed to the local OEM Coordinator, Mayor, and County OEM. Additionally, all EOP (local/county) re-certification dates and status are managed by NJSP-OEM via a spreadsheet that was developed by NJSP-OEM. On a daily basis, the spreadsheet auto-calculates when both the EOP expiration and 90-day dates have been exceeded. The database automatically flags these EOP's and NJSP-OEM generates the appropriate letter and mails it. Also, when NJSP-OEM receives an EOP re-certification request from a County OEM, the NJSP-OEM Region Representative reviews the plan.

Thank you for the opportunity to comment on the Addendum, on behalf of New Jersey. Please let me know if you have any questions on these comments.

Sincerely yours,

A black rectangular redaction box covering the signature of Gary Pearson.

Gary Pearson  
Assistant Director

Enclosure

c: Shannon Bennett, Esq., NTSB  
Scott Dubin, DAG  
Susan Dougherty, DAG  
Gregory Spellmeyer, DAG  
Mary Beth Wood, DAG